
HOUSE COMMITTEE ON JUDICIARY

Please Note: H-5388 has been postponed at sponsor's request

NOTICE OF MEETING

DATE: Tuesday, February 23, 2021

TIME: 5:30 P.M.

PLACE: Virtual Meeting via WebEx

SCHEDULED FOR CONSIDERATION

House Bill No. [5100](#)

BY Solomon, Noret

ENTITLED, AN ACT RELATING TO PUBLIC PROPERTY AND WORKS {LC466/1}

(Prohibits any development of land contiguous to the State House unless approved by the general assembly.)

01/22/2021 Introduced, referred to House Judiciary

01/29/2021 Scheduled for hearing and/or consideration

02/02/2021 Committee recommended measure be held for further study

02/18/2021 Scheduled for consideration

SCHEDULED FOR HEARING AND/OR CONSIDERATION

House Bill No. [5188](#)

BY Serpa, O'Brien, Phillips, Lima

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- TRADE IN ANIMAL FUR ACT {LC780/1} (Prohibits the sale, offer of sale, trade or distribution of fur products as defined and makes any violation punishable by a fine of five hundred dollars (\$500) up to five thousand dollars (\$5,000) and up to one year in jail.)

01/27/2021 Introduced, referred to House Judiciary

02/05/2021 Scheduled for hearing and/or consideration

02/06/2021 Committee postponed at request of sponsor

02/18/2021 Scheduled for hearing and/or consideration

House Bill No. [5292](#)

BY Vella-Wilkinson, Noret, Kazarian, Ackerman, Azzinaro

ENTITLED, AN ACT RELATING TO MILITARY AFFAIRS AND DEFENSE -- MILITARY SEXUAL TRAUMA CONFIDENTIALITY ACT {LC799/1} (Provides confidentiality protection to military sexual trauma (MST) victims.)

01/29/2021 Introduced, referred to House Judiciary

02/18/2021 Scheduled for hearing and/or consideration

House Bill No. [5297](#)

BY Williams, McEntee, Giraldo, Biah, Vella-Wilkinson

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -- COURTS -- JUDICIAL NOMINATING COMMISSION {LC70/1} (Requires judicial nominating commission actively and aggressively solicit attorneys of color to apply for judicial appointments.)

01/29/2021 Introduced, referred to House Judiciary

02/18/2021 Scheduled for hearing and/or consideration

House Bill No. [5298](#)

BY Williams, McEntee, Batista, Giraldo, Biah

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE --COURTS -- JUDICIAL NOMINATING COMMISSION {LC66/1} (Requires that the judicial nominating commission be composed of at least three (3) members of color.)

01/29/2021 Introduced, referred to House Judiciary

02/18/2021 Scheduled for hearing and/or consideration

House Bill No. [5299](#)

BY Williams, Giraldo, Morales, Batista, Vella-Wilkinson

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -- COURTS -- JUDICIAL SELECTION {LC72/1} (Promotes more diversity in the composition of the judicial nominating commission and requires that each list of qualified judicial candidates it submits to the governor for nomination include a person of color.)

01/29/2021 Introduced, referred to House Judiciary

02/18/2021 Scheduled for hearing and/or consideration

House Bill No. [5300](#)

BY Williams, Batista, Giraldo, Biah, Vella-Wilkinson

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -- COURTS -- JUDICIAL SELECTION {LC75/1} (Requires the judicial nominating commission to include certain questions on application/retain race, nationality, ethnicity, and gender data/classifies application as public record with opt out provision.)

01/29/2021 Introduced, referred to House Judiciary

02/18/2021 Scheduled for hearing and/or consideration

House Bill No. [5301](#)

BY Williams, McEntee, Alzate, Batista, Giraldo

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE--COURTS -- JUDICIAL SELECTION {LC49/1} (JNC to consider judicial nominee's unique background.)

01/29/2021 Introduced, referred to House Judiciary

02/18/2021 Scheduled for hearing and/or consideration

House Bill No. [5308](#)

BY Williams, Ajello, Vella-Wilkinson, Giraldo, Perez

ENTITLED, AN ACT RELATING TO DOMESTIC RELATIONS - DIVORCE PROCEEDINGS - SUPPORT FOR CHILDREN {LC34/1} (Eliminates any award of interest by the family court in any enforcement proceeding resulting in a judgment or order for failure to make child support payments.)

01/29/2021 Introduced, referred to House Judiciary

02/18/2021 Scheduled for hearing and/or consideration

House Bill No. [5312](#)

BY McEntee, Craven, Caldwell

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES {LC1000/1} (Redefines felony, misdemeanor and petty misdemeanor and requires correctional impact statements be attached to every act having any effect on corrections prior to consideration by the general assembly.)

01/29/2021 Introduced, referred to House Judiciary

02/18/2021 Scheduled for hearing and/or consideration

House Bill No. [5488](#)

BY Felix, Batista, Lombardi, Henries, Morales

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES – GENERAL PROVISIONS {LC1151/1} (Reduces the maximum sentence for a misdemeanor from one year to three hundred and sixty-four (364) days, and would apply to all persons sentenced after its effective date.)

02/10/2021 Introduced, referred to House Judiciary

02/18/2021 Scheduled for hearing and/or consideration

House Bill No. [5319](#)

BY Place, Quattrocchi, Roberts, Filippi, Newberry

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE -- SEARCH WARRANTS -- ELECTRONIC INFORMATION AND DATA PRIVACY ACT {LC347/1} (Requires law enforcement agencies to obtain search warrants for electronic information, data, location information and other identifying information of subscribers and customers, except in specified circumstances.)

02/01/2021 Introduced, referred to House Judiciary

02/18/2021 Scheduled for hearing and/or consideration

House Bill No. [5320](#)

BY Place, Quattrocchi, Newberry

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE -- SEARCH WARRANTS--AUDIO AND VIDEOS OF PRIVATE PROPERTY--WARRANT REQUIRED {LC877/1} (Requires law enforcement to obtain consent or a warrant before placing audio or video recorders on or near the private property of another. A violation of this act makes any evidence inadmissible in any court proceedings.)

02/01/2021 Introduced, referred to House Judiciary

02/18/2021 Scheduled for hearing and/or consideration

House Bill No. [5321](#)

BY Place, Quattrocchi, Newberry

ENTITLED, AN ACT RELATING CRIMINAL PROCEDURE -- INDICTMENTS, INFORMATIONS AND COMPLAINTS {LC342/1} (Prohibits prosecutions for violations in this state if violation arises from same facts or acts for which defendant has been acquitted in another jurisdiction, unless there exists new evidence substantially warranting prosecution in this state.)

02/01/2021 Introduced, referred to House Judiciary

02/18/2021 Scheduled for hearing and/or consideration

House Bill No. [5322](#)

BY Quattrocchi, Filippi, Chippendale, Price

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- MISCELLANEOUS RULES {LC1096/1} (Adds roadways to the prohibited activities contained in this section and would also include grass/grass clippings.)

02/01/2021 Introduced, referred to House Judiciary

02/18/2021 Scheduled for hearing and/or consideration

House Bill No. [5377](#)

BY Alzate, Felix, Batista, Williams, Biah, Morales, Giraldo

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- MOTOR VEHICLE OFFENSES {LC914/1} (Permits the district court to issue probationary operator's licenses to those who had their licenses suspended, under certain conditions and for reasons of extreme hardship. Offenses involving alcohol, injury or death would be ineligible.)

02/05/2021 Introduced, referred to House Judiciary

02/18/2021 Scheduled for hearing and/or consideration

House Bill No. [5379](#)

BY Williams, Hull, Morales, Giraldo, Vella-Wilkinson

ENTITLED, AN ACT RELATING TO COURTS AND CIVIL PROCEDURE - COURTS - COURT ADMINISTRATION {LC76/1} (Requires that the selection pool for court appointed receivers be composed of at least ten percent (10%) of receivers who are persons of color.)

02/05/2021 Introduced, referred to House Judiciary

02/18/2021 Scheduled for hearing and/or consideration

House Bill No. [5382](#)

BY Williams, Vella-Wilkinson, Alzate, Batista, Morales

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- STATE POLICE {LC54/1} (Prohibits more than two (2) members of the state police to be from the same family whether by blood, adoption or marriage.)

02/05/2021 Introduced, referred to House Judiciary

02/18/2021 Scheduled for hearing and/or consideration

House Bill No. [5383](#)

BY Amore

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- MOTOR VEHICLE OFFENSES {LC177/1} (Extends the "lookback" period for third and subsequent offenses under chapter relative to driving under the influence of liquor or drugs and refusal to submit to chemical test from five (5) to ten (10) years.)

02/05/2021 Introduced, referred to House Judiciary

02/18/2021 Scheduled for hearing and/or consideration

House Bill No. [5385](#)

BY Vella-Wilkinson, Williams, Kazarian, Morales, Ruggiero, Donovan, Caldwell

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- RECOGNITION OF NATIVE AMERICAN TRIBES {LC778/1} (Provides official recognition to Seaconke Wampanoag native American tribe.)

02/05/2021 Introduced, referred to House Judiciary

02/18/2021 Scheduled for hearing and/or consideration

House Bill No. [5387](#)

BY Casimiro, Noret, Vella-Wilkinson, Caldwell, Alzate, Kazarian

ENTITLED, AN ACT RELATING TO DOMESTIC RELATIONS -- MARRIAGE LICENSES {LC1138/1} (Requires a person to be at least eighteen (18) to obtain a marriage license.)

02/05/2021 Introduced, referred to House Judiciary

02/18/2021 Scheduled for hearing and/or consideration

~~House Bill No. [5388](#)~~

~~BY Potter, Giraldo, Kazarian, Baginski, Bennett, McLaughlin, Tanzi~~

~~ENTITLED,~~ AN ACT RELATING TO HEALTH AND SAFETY -- ANATOMICAL GIFTS {LC593/1} (~~Requires that all applicants for driver's licenses and registry-issued identification cards automatically become organ donors unless they execute a declination card.~~)

~~02/05/2021 Introduced, referred to House Judiciary~~

~~02/18/2021 Scheduled for hearing and/or consideration~~

House Bill No. [5390](#)

BY O'Brien

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- THEFT, EMBEZZLEMENT, FALSE PRETENSES, AND MISAPPROPRIATION {LC581/1} (Provides that any person convicted of larceny of a package delivered by any government or private delivery service, shall, if committing larceny while operating a motor vehicle, that motor vehicle shall be subject to forfeiture.)

02/05/2021 Introduced, referred to House Judiciary

02/18/2021 Scheduled for hearing and/or consideration

House Bill No. [5394](#)

BY Cortvriend, Ruggiero, Shekarchi, Bennett, Handy, Cassar, McGaw, Henries, Kislak ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - PRESERVATION OF FAMILIES WITH DISABLED PARENT ACT {LC480/1} (Precludes a parent's disability from serving as the sole basis for the state to institute an investigation of the disabled parent's family.)

02/05/2021 Introduced, referred to House Judiciary

02/18/2021 Scheduled for hearing and/or consideration

House Bill No. [5397](#)

BY Craven, Shanley

ENTITLED, AN ACT RELATING TO FOOD AND DRUGS -- THE GOOD SAMARITAN PREVENTION ACT OF 2016 {LC1255/1} (Changes the title and text of the immunity from legal repercussions for emergency overdose care to include the furnisher of assistance for medical emergencies.)

02/05/2021 Introduced, referred to House Judiciary

02/18/2021 Scheduled for hearing and/or consideration

House Bill No. [5398](#)

BY Filippi

ENTITLED, AN ACT RELATING TO CRIMINAL PROCEDURE -- SEARCH WARRANTS {LC983/1} (Requires the sealing of an application for a search warrant unless the court issuing the warrant issues an order granting relief from the seal.)

02/05/2021 Introduced, referred to House Judiciary

02/18/2021 Scheduled for hearing and/or consideration

House Bill No. [5400](#)

BY O'Brien, Corvese, Noret, Craven

ENTITLED, AN ACT RELATING TO DOMESTIC RELATIONS -- ADOPTION OF CHILDREN {LC568/1} (Terminates all parental rights of any person convicted of sexual assault which results in the birth of a child from that assault.)

02/05/2021 Introduced, referred to House Judiciary

02/18/2021 Scheduled for hearing and/or consideration

House Bill No. [5468](#)

BY Slater, Williams, Felix

ENTITLED, AN ACT RELATING TO CRIMINALS--CORRECTIONAL INSTITUTIONS -- PAROLE {LC223/1} (This act would, upon its own motion or upon request of a parolee, enable the parole board to terminate a parolee's supervision and legal custody order. Prisoners with a life sentence for first and second degree murder are excluded.)

02/10/2021 Introduced, referred to House Judiciary

02/18/2021 Scheduled for hearing and/or consideration

House Bill No. [5469](#)

BY Cortvriend, Filippi, Handy, Tanzi, Fogarty, McGaw, McEntee, Carson, Craven

ENTITLED, AN ACT RELATING TO CRIMINAL OFFENSES -- TRESPASS AND VANDALISM {LC676/1} (Prevents a person from being prosecuted for fishing, gathering seaweed, swimming or passage along the sandy or rocky shoreline within ten feet (10') of the most recent high tide line.)

02/10/2021 Introduced, referred to House Judiciary

02/18/2021 Scheduled for hearing and/or consideration

House Bill No. [5471](#)

BY Cortvriend, McGaw, Cassar, Casimiro

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES - MOTOR VEHICLE OFFENSES {LC693/1} (Imposes three hundred dollar substance abuse education assessment for any conviction of driving under the influence or refusal to submit to breathalyzer. Funds would be allocated to department of behavioral health and used for substance abuse programs.)

02/10/2021 Introduced, referred to House Judiciary

02/18/2021 Scheduled for hearing and/or consideration

The State House remains closed to in-person testimony.

The meeting will be televised on Capitol Television, which can be seen on Cox Channels 15, and 61, in high definition on Cox Channel 1061, on Full Channel on Channel 15 and on Channel 34 by Verizon subscribers.

It will also be live streamed at <http://rilegislature.gov/CapTV/Pages/default.aspx>.

Both verbal and written testimony are welcome.

VERBAL TESTIMONY

Individuals interested in providing verbal testimony, send your name, phone number, bill number and position on legislation to: HouseJudiciary@rilegislature.gov

DEADLINE: Requests for verbal testimony must be submitted via the link, by 11:00 AM on Tuesday, February 23, 2021.

WRITTEN TESTIMONY

Written testimony should be submitted to: HouseJudiciary@rilegislature.gov

Indicate your name, bill number, and viewpoint (for/against/neither) at top of message.

DEADLINE: In order for materials to be distributed to members and posted to the General Assembly website prior to the hearing, written testimony must be submitted no later than two (2) hours prior to the posted meeting time. All testimony received after deadline will be sent to committee members and posted to the website -- within 24 hours. For faster processing, it is recommended that testimony is submitted as a PDF file.

Testimony will be posted on the General Assembly website,
<http://www.rilegislature.gov/Special/comdoc/Pages/HJUD.aspx>.

Roberta DiMezza
Committee Clerk
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